



March 28, 2001

ENGROSSED HOUSE BILL No. 1007

DIGEST OF HB 1007 (Updated March 27, 2001 11:55 AM - DI 92)

Citations Affected: IC 9-21; IC 33-19.

Synopsis: Speed limits. Makes it a Class B infraction (subject to a maximum civil judgment of \$1,000) instead of a Class C infraction (subject to a maximum civil judgment of \$500) for a person to violate a speed limit that is imposed in the immediate vicinity of a worksite when workers are present.

Effective: July 1, 2001.

Hasler, Becker, Goodin

(SENATE SPONSOR — LANDSKE)

January 8, 2001, read first time and referred to Committee on Roads and Transportation.

February 21, 2001, reported — Do Pass.

February 26, 2001, read second time, amended, ordered engrossed.

February 27, 2001, engrossed. Read third time, passed. Yeas 93, nays 2.

SENATE ACTION

March 5, 2001, read first time and referred to Committee on Transportation and Interstate Cooperation.

March 27, 2001, amended, reported favorably — Do Pass.

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EH 1007—LS 6415/DI 96+



March 28, 2001

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

ENGROSSED HOUSE BILL No. 1007

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 9-21-5-11 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 11. (a) Subject to
3 subsection (b), the Indiana department of transportation, the
4 transportation finance authority, ~~and~~ **or** a local authority may establish
5 temporary maximum speed limits in their respective jurisdictions and
6 in the vicinity of a worksite without conducting an engineering study
7 and investigation required under this article. The establishing authority
8 shall post signs notifying the traveling public of the temporary
9 maximum speed limits established under this section.
10 (b) Worksite speed limits set under this section must be ten (10)
11 miles below the maximum established speed limit. A worksite speed
12 limit may not exceed forty-five (45) miles per hour in any location.
13 SECTION 2. IC 9-21-5-13, AS AMENDED BY P.L.42-2000,
14 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
15 JULY 1, 2001]: Sec. 13. (a) Except as provided in subsection (b), a
16 person who violates this chapter commits a Class C infraction.
17 (b) A person who exceeds a speed limit that is:

EH 1007—LS 6415/DI 96+



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(1) established under section 6 of this chapter and
 (2) imposed only in the immediate vicinity of a school when
 children are present; **or**

**(2) established under section 11 of this chapter and imposed
 only in the immediate vicinity of a worksite when workers are
 present;**

commits a Class B infraction.

SECTION 3. IC 33-19-6-14, AS AMENDED BY P.L.75-1999,
 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 JULY 1, 2001]: Sec. 14. (a) This section applies to criminal, infraction,
 and ordinance violation actions that are traffic offenses (as defined in
 IC 9-30-3-5).

(b) The clerk shall collect a highway ~~work~~ **worksite** zone fee of fifty
 cents (\$0.50). However, if the criminal action, infraction, or ordinance
 violation is exceeding a worksite speed limit (as provided in
~~IC 9-21-5-11~~ **IC 9-21-5-2 and authorized by IC 9-21-5-3**) or failure
 to merge (as provided in IC 9-21-8-7.5) and the judge orders the clerk
 to collect the fee for exceeding a worksite speed limit or failure to
 merge, the clerk shall collect a highway ~~work~~ **worksite** zone fee of
 twenty-five dollars and fifty cents (\$25.50).

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1007, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

COOK, Chair

Committee Vote: yeas 10, nays 0.

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EH 1007—LS 6415/DI 96+



HOUSE MOTION

Mr. Speaker: I move that House Bill 1007 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 9-21-5-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 2. Except when a special hazard exists that requires lower speed for compliance with section 1 of this chapter, the slower speed limit specified in this section or established as authorized by section 3 of this chapter is the maximum lawful speed. A person may not drive a vehicle on a highway at a speed in excess of the following maximum limits:

- (1) Thirty (30) miles per hour in an urban district.
- (2) **With the permission of the Indiana department of transportation, Fifty-five (55) sixty (60) miles per hour**, except as provided in subdivisions (1), (3), and (4).
- (3) **With the approval of the Indiana department of transportation, Sixty-five (65) seventy (70) miles per hour** on a highway on the national system of interstate and defense highways located outside of an urbanized area (as defined in 23 U.S.C. 101) with a population of at least fifty thousand (50,000), except as provided in subdivision (4).
- (4) Sixty (60) miles per hour for a vehicle (other than a bus) having a declared gross weight greater than twenty-six thousand (26,000) pounds on a highway on the national system of interstate and defense highways located outside an urbanized area (as defined in 23 U.S.C. 101) with a population of at least fifty thousand (50,000).
- (5) Fifteen (15) miles per hour in an alley."

Renumber all SECTIONS consecutively.

(Reference is to HB1007 as printed February 22, 2001.)

WOLKINS

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COMMITTEE REPORT

Mr. President: The Senate Committee on Transportation and Interstate Cooperation, to which was referred House Bill No. 1007, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, delete lines 1 through 17.

Page 2, delete lines 1 through 7.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1007 as reprinted February 27, 2001.)

RIEGSECKER, Chairperson

Committee Vote: Yeas 7, Nays 0.

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